

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 49

Session of
1983

INTRODUCED BY WILSON, JANUARY 26, 1983

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, JANUARY 26, 1983

AN ACT

1 Amending the act of July 31, 1968 (P.L.805, No.247), entitled,
2 as amended, "An act to empower cities of the second class A,
3 and third class, boroughs, incorporated towns, townships of
4 the first and second classes including those within a county
5 of the second class and counties of the second class A
6 through eighth classes, individually or jointly, to plan
7 their development and to govern the same by zoning,
8 subdivision and land development ordinances, planned
9 residential development and other ordinances, by official
10 maps, by the reservation of certain land for future public
11 purpose and by the acquisition of such land; to promote the
12 conservation of energy through the use of planning practices
13 and to promote the effective utilization of renewable energy
14 sources; providing for the establishment of planning
15 commissions, planning departments, planning committees and
16 zoning hearing boards, authorizing them to charge fees, make
17 inspections and hold public hearings; providing for
18 appropriations, appeals to courts and penalties for
19 violations; and repealing acts and parts of acts,"
20 prohibiting zoning ordinances which exclude or restrict
21 amateur radio antennas or towers.

22 The General Assembly of the Commonwealth of Pennsylvania
23 hereby enacts as follows:

24 Section 1. The act of July 31, 1968 (P.L.805, No.247), known
25 as the Pennsylvania Municipalities Planning Code, is amended by
26 adding a section to read:

27 Section 603.1. Ordinance Excluding Amateur Radio Antennas

1 and Towers Prohibited.--No zoning ordinance shall exclude or
2 restrict the erection, location or height of an amateur radio
3 antenna, or the tower supporting such antenna. An ordinance may
4 regulate the construction or maintenance of an antenna tower,
5 but only to the extent as is necessary to protect life or
6 property.

7 Section 2. This act shall take effect in six months.